



**MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF SPRINGVILLE, UTAH
COUNCIL CHAMBERS, 110 SOUTH MAIN STREET
November 18, 2014 – 7:00 P.M.**

The following are the minutes of the Regular Meeting of the Springville City Council. The meeting was held on **Tuesday, November 18, 2014, at 7:00 p.m.** in the Springville City Civic Center Council Chambers, 110 South Main Street, Springville, Utah. Adequate notice of this meeting, as required by law, was posted in the Civic Center and on the City's website, and delivered to members of the Council, media, and interested citizens.

Mayor Wilford W. Clyde presided. In addition to Mayor Clyde, the following were present: Councilmember Rick Child, Councilmember Craig Conover, Councilmember Christopher Creer, Councilmember Dean Olsen, Councilmember Chris Sorensen, City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, Assistant City Administrator/Finance Director Bruce Riddle and Deputy City Recorder Jennifer Grigg.

Also present were: Public Safety Director Scott Finlayson, Administrative Services Manager Rod Oldroyd, Buildings and Grounds Director Alex Roylance, Public Works Director Brad Stapley, Museum of Art Director Dr. Rita Wright, Power Director Leon Fredrickson and Communities That Care Coordinator Shannon Acor.

CALL TO ORDER

Mayor Clyde welcomed those present and called the meeting to order at 7:00 p.m.

INVOCATION AND PLEDGE

Public Works Director Brad Stapley offered the invocation, and Councilmember Rick Child led the Pledge of Allegiance.

APPROVAL OF THE MEETING'S AGENDA

COUNCILMEMBER CONOVER MOVED TO APPROVE THE MEETING'S AGENDA AS WRITTEN. COUNCILMEMBER OLSEN SECONDED THE MOTION, AND ALL VOTED AYE.

MAYOR'S COMMENTS

Mayor Clyde welcomed the Council, staff and audience. He noted scouts in the audience and asked them to stand and introduce themselves. Scouts from Troop #1476 and 638 were recognized. Mayor Clyde also welcomed a student in attendance and asked him to introduce himself.

Mayor Clyde stated the Forest Service reported Bartholomew prescribed burn was successful this autumn. They have been waiting for five years. The purpose of a prescribed burn is to reduce fire hazard and improve wildlife habitat.

Mayor Clyde also reported Bartholomew Pond and Park is progressing and will open in the spring.

Mayor Clyde stated sewer lines on 900 South were combined and moved over to make room for culinary line to the west side of town, made possible by a federal grant.

PUBLIC COMMENT

Mayor Clyde opened the Public Comment section of the agenda and asked everyone to limit comments to two minutes due to the large number of requests and the long agenda facing the Council tonight. He turned the time over to the first requester.

Steven Liddier reported he walks his daughter to school and crosses from south to north on 400 south at 1470 East. He has counted approximately 30 kids walking across street before school. The speed limit was raised from 25 mph to 30 mph. Because of the new junior high, there is renewed concern for the speed limit. He respectfully requested changing the speed limit back to 25 mph and adding pedestrian signs at the crosswalk.

Also, while assisting his son with an Eagle Project at the Rivoli Theatre, he notices water damage on the west side of the theater. He asked the Council to allocate funds to prevent future damage to building.

CEREMONIAL AGENDA

Communities that Care Coordinator, Shannon Acor, introduced the Mayor's Awards. Councilman Conover presented the three awards and posed for photography.

Spencer Gwilliam, the son of Samantha and Jason Gwilliam, attends Springville High School. Averii Smith, whose parents are Todd and Amy Smith, goes to Westside Elementary School. Peter Hill's parents are Dan and Heather Hill. Peter also goes to Westside Elementary School.

Shannon Acor, who is on the Nebo School Board, acknowledged the excellent support from our schools. Sarah Matis, the Westside Elementary Principal, attends City Council when her students receive the Mayor's Award.

Public Safety Director Scott Finlayson presented CERT graduates with Councilmember Dean Olsen, Karrie Beardall, and Martin Palmer. Public Safety Director Scott Finlayson acknowledged that these two volunteer leaders are responsible for over 800 CERT trained individuals in our city.

CONSENT AGENDA

3. Approval of all City purchase orders properly signed (Springville City Code §2-10-110(5))
4. Minutes – October 7, 2014 Regular Council Meeting

5. Approval of an Inter-local Cooperation Agreement between Utah County and Springville City to receive NAMI funds for substance abuse and suicide prevention services – John Penrod, Assistant City Administrator/City Attorney
6. Approval of entering into a new contract with Springville Youth Football, Inc. to add 5th graders – John Penrod, Assistant City Administrator/City Attorney
7. Consideration of extending the time period for installing water and storm drainage improvements in the G. Gallier Subdivision – John Penrod, Assistant City Administrator/City Attorney
8. Consideration of subdivision plat amendment approval for Stonehenge Amended #2 located at approximately 900 West 450 South in the NC-Neighborhood Commercial zone – Fred Aegerter, Community Development Director

COUNCILMEMBER CREER MOVED TO APPROVE THE CONSENT AGENDA AS WRITTEN. COUNCILMEMBER CONOVER SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

REGULAR AGENDA

9. **Approval of an amendment to Title 3, Chapter 4, Section 123(1) Fire Code of Springville City Code, 1992 pertaining to the designation and marking of fire access lanes** – Scott Finlayson, Public Safety Director.

Scott Finlayson, Public Safety Director stated the Fire Department and Community Development requested this amendment due to conflicts in ordinance wording and applies to temporary roads during development. Some of the code states the width of a turnaround should be 90 feet, and some say 110 feet. The Fire Department Ladder truck needs 100 feet to turn around, and this amendment will correct the code to read 100 feet diameter in a construction zone turnaround.

COUNCILMEMBER CONOVER MOTIONED TO APPROVE **ORDINANCE #23-2014** AMENDING SPRINGVILLE CITY CODE 3-4-123 (1) TO READ “DESIGNATED FIRE ACCESS LANES SHALL CONSIST OF A MAINTAINABLE ALL WEATHER PASSABLE SURFACE AS DEFINED IN TITLE 11-3-402. A FIRE ACCESS ROAD GREATER THAN ONE HUNDRED FIFTY FEET (150') IN LENGTH WHICH DOES NOT CONNECT AT EACH END TO AN ADJACENT PUBLIC STREET SHALL BE PROVIDED WITH A TURNAROUND HAVING A CIRCLE OF NOT LESS THAN ONE HUNDRED FEET (100') IN DIAMETER.”

THE MOTION WAS SECONDED BY COUNCILMAN CREER. THE VOTE IS RECORDED AS: COUNCILMEMBER CHILD-AYE, COUNCILMEMBER OLSEN-AYE, COUNCILMEMBER CREER-AYE, COUNCILMEMBER CONOVER-AYE, AND COUNCILMEMBER SORENSSEN-AYE. THE MOTION PASSED UNANIMOUSLY

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS

Administrator/City Attorney John Penrod stated that Springville City received a notice to comply for Camp Jeremiah, which property is owned by the city. The Scouts are in violation concerning some building permits and land use permits from the 1990'S. The City needs to comply or not allow the Scouts to continue using the property.

Attorney Penrod also reported the Utah League of Cities and Towns has asked Springville to pass a resolution dealing with transportation funding. Studies show that Utah is 3 billion dollars short as a state for transportation funding between now and 2040. Utah League of Cities and Towns (ULCT) plans to present a quarter-cent sales tax increase to the Utah State Legislature in the upcoming session to fund transportation. The funds raised through the gas tax are not increasing because Utahans are finding other means of transportation. The City would impose the tax, collect the tax and use it flexibly for City transportation needs. Currently, the City gets zeroed funds that have limited use. This proposed sales tax increase would be funds the city could use for anything pertaining to transportation including sidewalks, trails or anything dealing with transportation. The resolution will be presented at the first City Council meeting in December unless the Council objects today. City Staff will analyze the sales tax increase for Springville. Utah League of Cities and Towns is asking Springville, and other cities and towns, to pass a resolution supporting this plan.

Councilmember Sorensen asked if all collected funds are earmarked for Springville. Attorney Penrod answered yes; Springville uses the collected tax. Administrator Fitzgerald agreed. Mayor Clyde stated funds raised in Springville would stay in Springville, but there is no tax unless passed by the City Council at a later date. Right now, the State only allows cities to impose a 1% sales tax. ULCT proposes an increase to the State limit by a quarter-cent allocated for transportation within each city that then passes an increase.

Mayor Clyde said that the legislature gives a local entity the right to impose the quarter-cent sales tax as a city council. Then each city collects and would have a different sales tax than other cities.

Councilmember Conover stated if Springville passed the increase; Spanish Fork didn't, but Payson did; people would shop in Spanish Fork because Springville and Payson sales tax rates are higher.

City Administrator Fitzgerald explained this is a resolution that the ULCT would take to the Utah Legislature in the next session. A number of different proposals including indexing the current gas tax, raising the current gas tax and sales tax have been presented to the State Legislature over the years. The proposed collection points include counties as well as cities. At the coming legislative session, starting in January 2015, there will be politicized discussion concerning transportation funding across the state.

Councilman Sorensen asked how much a quarter-cent sales tax increase would give Springville. City Administrator Fitzgerald stated staff will prepare a report for the next council meeting including UCLT data calculating the amount available to Springville.

Councilman Sorensen asked what keeps the Legislature from appropriating this tax increase away from cities in the future. Administrator Fitzgerald stated the Legislature can change the law at any time.

Mayor Clyde speculated that UDOT would take B & G funds away that are already allocated to Springville transportation needs. City Administrator Fitzgerald stated that the premise of this proposal is to expand transportation spending in the State overall.

CLOSED SESSION

10. The Springville City Council may temporarily recess the regular meeting and convene in a closed session to discuss pending or reasonably imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205

No closed session.

ADJOURNMENT

COUNCILMEMBER OLSEN MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 7:33 P.M. COUNCILMEMBER CONOVER SECONDED THE MOTION, AND ALL VOTED AYE.